

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Feb 23, 2023**

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

TIFFANY SIMONE M.,

Plaintiff,

v.

COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.

NO: 1:22-CV-3094-RMP

ORDER GRANTING PARTIES'  
STIPULATED MOTION TO REMAND

BEFORE THE COURT is the parties' Stipulated Motion to Remand pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 11. Plaintiff Tiffany Simone M.<sup>1</sup> is represented by attorney D. James Tree. The Commissioner of Social Security is represented by Special Assistant United States Attorney Jeffrey Staples.

After consideration, **IT IS HEREBY ORDERED** that the parties' Stipulated Motion for Remand, **ECF No. 11**, is **GRANTED**. Pursuant to the parties'

---

<sup>1</sup> The Court uses Plaintiff's first name and last initial to protect her privacy.

1 stipulation, the Commissioner's final decision is **reversed and remanded** under  
2 sentence four of 42 U.S.C. §405(g). *See* ECF No. 11 at 1–2. On remand, the  
3 Commissioner shall provide Plaintiff an opportunity for a new hearing, and a new  
4 decision, before a different administrative law judge. *See id.*

5 Upon proper presentation, this Court will consider Plaintiff's application for  
6 costs and attorney's fees under 28 U.S.C. §§ 1920, 2412(d).

7 **IT IS SO ORDERED.** The District Court Clerk is directed to enter this  
8 Order and provide copies to counsel, enter judgment in favor of Plaintiff, and **close**  
9 **the file.**

10 **DATED** February 23, 2023.

11  
12 *s/ Rosanna Malouf Peterson*  
13 ROSANNA MALOUF PETERSON  
14 Senior United States District Judge  
15  
16  
17  
18  
19  
20  
21